

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

JOHN COREY FRASER, on behalf of himself  
and all others similarly situated as a Class,

Plaintiff,

v.

BUREAU OF ALCOHOL, TOBACCO,  
FIREARMS AND EXPLOSIVES, *et al.*,

Defendants.

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Civil Action No. 3:22-cv-00410-REP

**DEFENDANTS' ANSWER TO COMPLAINT**

Defendants hereby answer the Complaint (ECF No. 1) filed by Plaintiff as follows, in correspondingly numbered paragraphs.

1. This paragraph consists of Plaintiff's description of the lawsuit and arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
2. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited judicial opinion for a complete and accurate statement of its contents.
3. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
4. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
5. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer

the Court to the cited judicial opinion and statutes for a complete and accurate statement of their contents.

6. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
7. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
8. This paragraph consists of Plaintiff's description of the lawsuit, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
9. Admit.
10. Denied. Defendants aver that Steven Dettelbach is the current Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives.
11. Admit.
12. This paragraph consists of Plaintiff's definition of terms within the Complaint, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
13. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
14. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
15. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
16. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.

17. This paragraph consists of Plaintiff's description of this lawsuit, definition of terms within the Complaint, and definition of the proposed class, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
18. This paragraph consists of Plaintiff's description of the lawsuit and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
19. This paragraph consists of Plaintiff's description of the lawsuit and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
20. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
21. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
22. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
23. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
24. This paragraph consists of Plaintiff's description of the lawsuit and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.  
  
Defendants refer the Court to the cited judicial opinion for a complete and accurate statement of its contents.
25. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
26. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.

27. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
28. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
29. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited judicial opinions for a complete and accurate statement of their contents.
30. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited statute for a complete and accurate statement of its contents.
31. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited statutes for a complete and accurate statement of their contents.
32. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited regulations and documents for a complete and accurate statement of their contents.
33. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited statutes for a complete and accurate statement of their contents.
34. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny. Defendants refer the Court to the cited statute for a complete and accurate statement of its contents.

35. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
36. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
37. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
38. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
39. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
40. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
41. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
42. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
43. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
44. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
45. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
46. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.

47. Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations in this paragraph, and therefore deny them.
48. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
49. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
50. Defendants incorporate their response to paragraphs 1–49.
51. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
52. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
53. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
54. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
55. Defendants incorporate their response to paragraphs 1–54.
56. This paragraph consists of Plaintiff's characterization of the law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
57. This paragraph consists of Plaintiff's arguments and conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
58. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.
59. This paragraph consists of Plaintiff's conclusions of law, not allegations of fact, so no response is required. To the extent a response is deemed required, deny.

The remaining paragraphs of the Complaint contain Plaintiff's requested relief, to which no response is required. To the extent a response is deemed necessary, Defendants deny that Plaintiff is entitled to the requested relief, or to any relief whatsoever. Defendants also deny all allegations in the Complaint not expressly admitted or denied.

Dated: November 8, 2022

Respectfully submitted,

JESSICA D. ABER  
UNITED STATES ATTORNEY

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*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 8th day of November, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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